

The Kentucky Board of Ophthalmic Dispensers
March 19, 2008

A regular meeting of the Kentucky Board of Ophthalmic Dispensers was conducted March 19, 2008 at the Division of Occupations and Professions, 911 Leawood Drive, Frankfort, Kentucky.

Members Present

Granville Smith, Chairman
Dr. John Gleason
Melanie Abner
Debra Bertke
Dr. Mark Jacobs

Occupations and Professions

Dana Hockensmith, Board Administrator
Gerald W. Hoppmann, Division Director
Wendy Satterly, Section Supervisor

Others Present

Jim Grawe, Board Counsel/
Assistant Attorney General

Call to Order

Mr. Smith, Chairman, called the meeting to order at 9:02 a.m.

Approval of Minutes

Ms. Bertke made a motion to approve the minutes from the January 16, 2008 meeting, second by Ms. Abner. The motion carried.

Approval of Financial Statement

Ms. Abner made a motion to approve the financial statement (July 1, 2007-February 29, 2008), second by Ms. Bertke. The motion carried.

Director's Report

Mr. Hoppmann, Director, presented correspondence from Ms. Woodward, Executive Director, Boards and Commissions, informing the Board of the commitment to the Board by the Office of the Governor, Boards and Commissions to work efficiently and expeditiously to fulfill Board appointments. Interested parties, including current Board Members whose term may soon expire, shall complete an application and resume and forward to Boards and Commissions.

Mr. Hoppmann presented a sample Code of Ethics for the board members to review. The board tabled the issue until the May 21, 2008 meeting to see if lawmakers present a different version. If the board does not accept a new version (if presented) Mr. Grawe will draft one for the board to review.

Board Counsel Report

The Attorney General's Office previously informed the board that the Office of the Attorney General would be increasing their fee to \$125.00 per hour. Mr. Grawe presented a letter from Jack Conway, Attorney General advising the board of the decision to use a staggered fee system for their work beginning in fiscal year 2009. As of July 1, 2008 they will begin charging \$125.00 per hour for litigation work only. The board will be charged \$100.00 per hour for other general legal services which would include preparation for and attendance of board meetings, telephone calls, correspondence and the drafting of regulations.

Correspondence from Matthew Zifrony of the Tripp Scott law office was reviewed regarding activities occurring on December 11 and 20, 2008 by Eyeglass World and Phillip Thomas. A motion was made by Dr. Jacobs to file a Formal Complaint and Notice of Administrative Hearing regarding Eyeglass World for the activities occurring on December 11 and 20, 2007. Motion seconded by Ms. Bertke, carried.

A motion was made by Ms. Abner to file a Formal Complaint and Notice of Administrative Hearing to be regarding Phillip Thomas for the activities occurring on December 11, 2007. Motion seconded by Ms. Bertke, carried.

A motion was made by Ms. Bertke to approve any costs incurred from these hearings to be held May 21, 2008. Motion seconded by Ms. Abner, carried.

Approval of Apprentice Applications

Dr. Jacobs made a motion to approve the following applicants for apprentice ophthalmic dispenser licenses, second by Ms. Abner. The motion carried.

| | |
|-------------------------|--------------------|
| Kerry L. Benson | Jean M. Brockman |
| James T. Brentlinger | Lori L. Brown |
| Amika Cameron-Mattingly | Jennifer M. Clarke |
| Elizabeth G. Cuisinier | Tawnya S. Edwards |
| Isaac N. Ford | Lauren Forgy |
| Susan K. Gossman | Carol L. Grayson |
| John Mark Hall | Emily R. Jones |
| Emily Kaufman | Judy C. Leake |
| Aimy D. Morris | Alla N. Padgett |
| Jami L. Pestow | Kevin M. Peterson |
| Alesha R. Preston | James C. Price |
| Joshua L. Prickett | Alicia L. Taylor |
| Amanda R. Tipton | Molly Bee Walker |
| Robert T. Whaley | Krista L. White |

Approval of Licensees for Termination

Ms. Abner made a motion to terminate the following licensees, second by Ms. Bertke. The motion carried.

| | |
|------------------|----------------|
| Leeanne Davis | Shana Prater |
| Daniel Rodriguez | Terry Baird |
| Terry Heinisch | Lorie A. Scott |

Approval of Practical Examination Applications

Dr. Jacobs made a motion to approve the following applications to take the Practical Examination, seconded by Ms. Bertke. The motion carried.

| | |
|---------------------|----------------------|
| April Borders | Rebecca Cochran-Frye |
| Susan K. Groves | Albert Horn |
| Deborah J. Jakel | Adam Jeffries |
| Stacy R. Phillips | Patricia Prine |
| Jeanine Shackelford | Andrea Shipp |

Carla Wilder

Approval of Continuing Education Requests

Dr. Jacobs made a motion to approve the continuing education request submitted by the Tennessee Dispensing Opticians Association (TDOA) for ½ credit for Kentucky licensees, seconded by Ms. Abner. The motion carried.

The continuing education request submitted by Costco Wholesale was tabled until the May 21, 2008 meeting.

NCSORB Report

Mr. Smith reported the National Committee of State Optician Regulatory Boards (NCSORB) met in January in Charleston, S.C. He reported he did not meet with Dr. Roy Ferguson to discuss his practical examination as originally planned since Ms. Vance (Board Administrator) was not able to attend the meeting as originally scheduled; Mr. Smith stated the board will make arrangements for Dr. Ferguson to travel to Frankfort to discuss his practical with the full board.

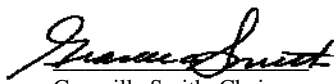
Mr. Smith also reported to the board that Arkansas practical examination has been challenged.

Mr. Smith also discussed with the board having two (2) pairs of glasses made in a certifying laboratory for our practical examination.

Approval of Travel and Per Diem

Ms. Abner made a motion to approve travel for member's attending today's meeting second by Dr. Jacobs. The motion carried.

Having no further business to bring before the board, Ms. Abner made a motion to adjourn at 10:05 a.m. second by Ms. Bertke. The motion carried.



Granville Smith, Chairman